



Florida Department of Environmental Protection

Southwest District Office
13051 North Telecom Parkway
Temple Terrace, Florida 33637-0926

Charlie Crist
Governor

Jeff Kotlikamp
Lt. Governor

Michael W. Sole
Secretary

April 9, 2009

Certified Mail Return Receipt No. 7008 0150 0003 4893 5618

Hillsborough County Solid Waste Management Department
Mr. Barry Boldissar, Director
P.O. Box 1110
Tampa, FL 33601

RE: Request for Additional Information Regarding In-kind Project Proposal
Hillsborough County Southeast Class I Landfill
Permit No. 35435-007-SO
Hillsborough County

Dear Mr. Boldissar,

The Department received a conceptual proposal for an in-kind project from Hillsborough County Solid Waste Management Department (the County) staff via email on February 25, 2009 (attached for your reference) as an off-set of the \$3,000 penalty assessed in the Department's September 30, 2008 Warning Letter #WL08-0013SW29SWD. The project involves expansion of the existing concrete pad at Pump Station B at the County's Southeast Class I Landfill (facility) and addition of a containment wall that would contain up to 1 hour of pump capacity.

The Department provided comments on the proposal by email to County staff on March 17, 2009. The Department received a response by email from County staff on March 20, 2009. The Department has reviewed this response and does not object conceptually to the County's proposed in-kind project. However, the Department needs the following information to approve the proposal. Please provide a revised proposal that includes the following information:

- 1) It appears that Pump Station B is not connected to the facility's telemetry system. Since it is not connected to the telemetry system, or otherwise does not have an overflow protection method, in the event of a malfunction, it appears that the proposed containment area could have a discharge similar to that experienced at TPS-6. Please revise the proposal to indicate that Pump Station B will be connected to the facility's telemetry system or have an alternative overflow protection system.
- 2) Please provide an estimated timeframe for each activity associated with the in-kind project, including the anticipated project completion date.

Please submit the revised proposal to the Department within 15 days of the County's receipt of this letter.


If you have any questions about this email, please contact Ms. Stephanie Watson at stephanie.m.watson@dep.state.fl.us or by telephone at (813) 632-7600, ext. 451. Thank you for the County's cooperation in this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Will Kutash', with a stylized flourish at the end.

William Kutash, P.G.
Waste Program Administrator
Southwest District

wk/sw

cc: Patricia Berry, Hillsborough County Solid Waste Mgmt. Dept. (SWMD), berryyp@hillsboroughcounty.org
Cindy Pelley, Hillsborough County SWMD, pelleyca@hillsboroughcounty.org
Ron Cope, HCEPC, cope@cpchc.org
 Susan Pelz, FDEP SWD
Steve Morgan, FDEP SWD
Melissa Madden, FDEP SWD

Watson, Stephanie M.

From: Cindy Pelley [pelleyca@HillsboroughCounty.ORG]
Sent: Wednesday, February 25, 2009 4:19 PM
To: Watson, Stephanie M.
Cc: PATRICIA BERRY
Subject: RE: WL08-0013SW29SWD
Attachments: pumpB 002.jpg; pumpB 001.jpg

Stephanie:

The SWMD has developed a conceptual plan for the proposed in-kind project to offset the referenced civil penalty. We've determined that building a containment area around Pump Station B (photo attached) could be considered a capital/facility improvement project.

Pump Station B: This leachate management station contains both primary and back-up vacuum assisted pumps. Depicted in photo Pump B 001 (attached) you can view the primary pump (orange in color) and the back-up pump in the adjacent containment area (containment area yellow in color). Just outside of the photograph to the north lies Pump Station A, which is a sump also referred to as "Leachate Sampling Location 001".

Conceptual Plan: Our conceptual plan is to expand the existing concrete pad sitting under the canopy area on all sides including the back-up pump station (existing concrete would most likely be removed from both areas) and adding a containment wall that would contain up to 1 hour of pump capacity (due to the size of the suction heads, these pumps are capable of pumping 75 gallons per minute/4500 gallons per hour). The new containment area would be hard piped directly to the adjacent sump.

Costs: A rough estimate for a new concrete containment area based on 40ft length by 20ft width with a 12 inch wall (height) including moving and relocating existing equipment would be approximately \$6000.00. A design plan and drawing signed and sealed by a PE would be approximately \$2000.00, depending on DEP requirements.

Based on this basic conceptual plan and rough cost estimate do you think this project would be appropriate for in-kind? Please feel free to contact me with any questions or clarifications while reviewing this information.

Thank you,
Cindy

Cindy A. Pelley
Environmental Specialist II
Landfill Services Section
Solid Waste Management Department
County Center, 24th Floor
Phone: (813) 276-2933
Cell: (813) 919-1156
Fax: (813) 276-2965
E-mail: pelleyca@hillsboroughcounty.org

>>> "Watson, Stephanie M." <Stephanie.M.Watson@dep.state.fl.us>
>>> 2/25/2009 8:08 AM >>>
Cindy,

Bill forwarded your email to me.

If Hillsborough County Solid Waste Management Department is interested in implementing an in-kind project in lieu of cash payment of the \$3,000.00 penalty, then the County will need to enter into a Long Form Consent Order with the Department. Please see the attached model Consent Order language.

The offset amount is 1.5 times the penalty amount, or \$4,500.00, and the \$500.00 costs must be paid in cash.

An in-kind project cannot be a project for which the County has already budgeted or planned. It must be completed within 180 days of the Department's approval. An in-kind project must be either an environmental enhancement, environmental restoration, or a capital/facility improvement project. The Department may also consider the donation of environmentally sensitive land as an in-kind project.

Please let me know if the County wants to pursue a Long Form Consent Order, or wants to proceed with the Short Form Consent Order by paying the \$3000.00 penalty.

Thank you,

Stephanie

Stephanie Watson

Florida Department of Environmental Protection, Southwest District, Solid Waste Section
13051 North Telecom Parkway, Temple Terrace, Florida 33637-0926
Telephone: 813-632-7600, ext. 451; Fax: 813-632-7664; E-mail:
stephanie.m.watson@dep.state.fl.us

The Department of Environmental

Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and

improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of

service you received. Copy the url below to a web browser to complete the DEP

survey: <http://survey.dep.state.fl.us/?refemail=Stephanie.M.Watson@dep.state.fl.us> Thank you in advance for completing the survey.

From: Cindy Pelley [mailto:pelleyca@HillsboroughCounty.ORG]

Sent: Wednesday, February 18, 2009 3:52 PM

To: Kutash, William

Cc: PATRICIA BERRY

Subject: WL08-0013SW29SWD

Bill:

Barry Boldissar asked me to contact you pertaining to your discussions with him and Deborah Getzoff during your meeting last week on February 12, 2009.

Prior to the referenced meeting, we (SWMD) had received a short-form consent order from the Department and were working with Stephanie Watson on possible language revisions to address concerns described in WL08-0013SW29SWD. I've been informed that In-Kind has been offered to offset civil penalties in this matter and that I should contact you directly before proceeding further.

Please advise how the SWMD should proceed from this point.

Thank you,
Cindy

Cindy A. Pelley
Environmental Specialist II
Landfill Services Section
Solid Waste Management Department
County Center, 24th Floor
Phone: (813) 276-2933
Cell: (813) 919-1156
Fax: (813) 276-2965
E-mail: pelleyca@hillsboroughcounty.org